

09/957151



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PATENT TRADEMARK OFFICE



September 21, 2001

BOX PCT

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Attorney Docket No 2234/50345

Re: Transmittal Letter to the United States
Designated/Elected Office (DO/EO/US)
Concerning a Filing Under 35 U.S.C. §371

International Application No.: PCT/DE00/00817
International Filing Date: 22 March 2000

Priority date claimed: 22 March 1999
Priority application number: 199 12 933.9

Inventorship: Jürgen STRUBE
Peter STOLZ
Walter MAIER
Wolfgang GUTBERLET

Title: METHOD FOR PRODUCING A POTENTIATED
PHARMACEUTICAL PRODUCT

Enclosed herewith for entering the national stage in the
United States is the above-referenced international
application.

APPLICANT WISHES THAT THE ANNEXES TO THE INTERNATIONAL
PRELIMINARY EXAMINATION REPORT REPLACE THE APPROPRIATE PAGES
OF THE CLAIMS AS FILED.

1. ☒ This is a FIRST submission of items concerning a
filing under 35 U.S.C. §371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items
concerning a filing under 35 U.S.C. §371.
3. ☐ This express request to begin national examination
procedures (35 U.S.C. §371(f)) at any time rather
than delay examination until the expiration of the
applicable time limit set in 35 U.S.C. §371(b) and
PCT Articles 22 and 39(1).

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4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
 - a. _____ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau
 - c. _____ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C. §371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
 - a. _____ are transmitted herewith (required only if not transmitted by the International Bureau)
 - b. ☒ have been transmitted by the International Bureau
 - c. _____ have not been made; however, the time limit for making such amendments has NOT expired
 - d. _____ have not been made and will not be made
8. ☒ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. §371(c)(4)) is:

☐ Attached in the regular manner.
☒ NOT included, but deferred under P.L. 97-247.

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10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5))
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An Assignment of the invention in favor of the following organization is enclosed for recordation. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST Preliminary Amendment.
☐ A SECOND or SUBSEQUENT Preliminary Amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items of information:
☐ Form PCT/RO/101 Request (in English/in French)
☐ Small Entity Declaration Under 37 C.F.R. 1.27
☐ Copy of Form PCT/DO/EI/905 (Notification of Missing Requirements)
☐ _____ Sheets of Formal Drawings
☐ _____ Sheets of Informal Drawings
☐ The content of the paper and computer readable copy of the attached Sequence Listing, submitted in accordance with 37 CFR \$1.821(c) and (e), respectively, are the same.
- ☒ Kindly appoint as associate attorneys (if not already a principal attorney) or agents:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169

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[X] The total amount due for the filing fee in this case is:


[X] Based on Small Entity Status

Total Number of Claims: 18
Total Independent Claims: 1

Basic filing fee, \$860/\$430.	\$ 430.00
Independent Claims above 3, \$80/\$40 ea.	\$
Total claims in excess of 20, \$18/\$9 ea.	\$
Multiple dependency penalty, \$270/\$135	\$ 135.00
Declaration surcharge, \$130/65	\$ 65.00
English translation surcharge, \$130	\$
TOTAL FILING FEE DUE	\$ 630.00

Please forward all communications regarding this application to the undersigned at the letterhead address.

Respectfully submitted,


Herbert I. Cantor
Reg. No. 24,392

HIC/tcv

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY FEES WHICH MAY BE REQUIRED OR CREDIT ANY OVERPAYMENT TO DEPOSIT ACCOUNT NO. 05-1323. THIS FORM IS FILED IN DUPLICATE.

THIS IS A GENERAL AUTHORIZATION EXCLUDING ONLY PAYMENT OF THE ISSUE FEE.